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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re application of Alfred B. Levine**

**Serial Number 09/814,054**

**Filed 3-22-01**

**For: NON-COMPUTING NAVIGATION SYSTEM**

**Art Unit 2876 Examiner S. Palk**

**Notice of Appeal 6/6/03**

**Appeal Brief 7/10/03**

**Amended Appeal Brief 8/8/03**

**SUPPLEMENTAL REQUEST FOR RECONSIDERATION**

**Hon. Commissioner of Patent**

**Sir:**

In the Office communication of 5/26/05, a new requirement was made for further amendment of the Appeal Brief under 37CFR41.37(c)(1)(v) (eg for a second Brief amendment). Reconsideration of this requirement is made for two (2) reasons.

Initially, as stated in Applicant's response of 6/1/05, Applicant is believed to be exempted from compliance with subparagraph (v) because he is an unrepresented private inventor (as provided in subparagraph (c)(1) of this Rule).

Secondly, subparagraphs (c)(1) and (c)(1)(v) did not become EFFECTIVE until 2/15/2004 long after Applicant's Briefs were filed. On this date in 2004, these subparagraphs of the Rule were amended

as stated in the Code of Regulations for this section 37CFR 41.37 and Accordingly first became effective. Applicant's appeal was filed on 6/5/03 and his initial Appeal Brief was filed on 7/10/03.

Therefore Applicant's preexisting Briefs on Appeal are believed to be fully compliant with the requirements of 37CFR 41.37 before the amendments of 2/14/2004, and further amendment thereof is not believed to be required.

Respectively, Submitted,

  
Alfred B. Levine, applicant and appellant

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6/8/05